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DATE: November 16, 2004

TO: **NAME:** EXAMINER KIMBERLY S. SMITH

COMPANY: UNITED STATES PATENT OFFICE

FAX NUMBER: 703.872.9306 **PHONE NUMBER:** _____

CITY: ALEXANDRIA, VIRGINIA

FROM: **NAME:** JEFFREY PHILLIPS

DIRECT DIAL NUMBER: 713.787.1496 **USER ID:** 2363

NUMBER OF PAGES, INCLUDING COVER: 4 **CHARGE NUMBER:** 13544.0002.NPUS00

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☐ **REGULAR MAIL** ☐ **OVERNIGHT DELIVERY** ☐ **HAND DELIVERY** ☐ **OTHER:** _____

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SUPPLEMENTAL MESSAGE:

Serial No. 10/619,921
Title: "System and Method for Measuring Animals"
Filed: July 15, 2003

Attachment: Response to September 16, 2004, Restriction Requirement

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PTO/SB/21 (06-00)

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/619,921
	Filing Date	July 15, 2003
	First Named Inventor	Doyle II, John Conan
	Group Art Unit	3644
	Examiner Name	Smith, Kimberly
Total Number of Pages in This Submission	Attorney Docket Number	13544.0002.NPUS00

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Response to 9/16/2004 Restriction Requirement		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Howrey Simon Arnold & White, LLP
Signature	
Date	November 16, 2004

CERTIFICATE OF FACSIMILE TRANSMISSION			
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.			
Fax no. (703) 872-9306 on this date:		November 16, 2004	
Typed or printed name	Jeffrey J. Phillips, #51,125		
Signature		Date	November 15, 2004

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the date below.11-16-04
DateNancy Nolan
Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
John Conan Doyle II

Serial No.: 10/619,921

Confirmation No.: 7148

Filed: July 15, 2003

For: SYSTEM AND METHOD FOR
MEASURING ANIMALS

Group Art Unit: 3644

Examiner: Smith, Kimberly S.

Atty. Dkt. No.: 13544.0002.NPUS00

RESPONSE TO SEPTEMBER 16, 2004 RESTRICTION REQUIREMENTCommissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This paper is submitted in response to the Restriction Requirement dated September 16, 2004 for which the date for response was October 16, 2004. Pursuant to 37 C.F.R. § 1.136(a), Applicant petitions for an extension of time of one-month. This one-month extension will bring the due date to November 16, 2004, which is within the six-month statutory period.

The Commissioner is authorized to charge the fee of \$110.00 to Deposit Account No. 01-2508/13544.0002.NPUS00 for a one-month extension of time. Should any additional fees be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Deposit Account No. 01-2508/13544.0002.NPUS00.

In an effort to move this case along, and in response to the restriction requirement which the Examiner imposed, Assignee elects to prosecute the claims of Group I corresponding to claims 1-33, without traverse.

The Examiner is invited to contact the undersigned attorney at 713.787.1496 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



Jeffrey J. Phillips
Reg. No. 51,125
Attorney for Assignee

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Date: November 16, 2004